

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS AND SANTA CLARA VALLEY TRANSPORTATION AUTHORITY (VTA) COMMITTING COMPLETION OF THE MIDTOWN NORTH MAIN STREET IMPROVEMENTS - PHASE II UNDER THE VTA'S COMMUNITY DESIGN FOR TRANSPORTATION (CDT) PROGRAM AND COMMITTING THE NECESSARY LOCAL MATCH

WHEREAS, the City of Milpitas wishes to receive federal transportation funds through a grant from VTA'S CDT Program for the following Project: Midtown North Main Street Improvements, Phase II; and

WHEREAS, the Safe Accountable Flexible Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (Public Law 109-59) continue the Transportation Enhancements Program, and the Congestion Mitigation and Air Quality Improvement Program which provide funds for Community Design and Transportation (CDT) projects; and

WHEREAS, in accordance with SAFETEA-LU, and the regulations promulgated thereunder, applicant, in order to receive a federal transportation grant for the Project has submitted an application with VTA in its capacity as Congestion Management Agency (CMA) for Santa Clara County, for review and consideration in the Transportation Improvement Program (TIP); and

WHEREAS, VTA requires assurance that:

- 1) City of Milpitas will commit necessary local matching funds of at least 20%; and
- 2) City of Milpitas understands that the federal funding through the CDT program is fixed at the programmed amount, and therefore any cost increase will not be funded through the CDT program; and
- 3) City of Milpitas will complete the Project as programmed in the TIP; and
- 4) City of Milpitas will obligate funds by May 30, 2008 for the Project, or VTA may remove the project from the program.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milpitas as follows:

- 1) City of Milpitas will provide at least 20% in local matching funds; and
- 2) City of Milpitas agrees that the CDT Program funding for the Project is fixed at \$1,500,000, and that any cost increases must be funded by the City of Milpitas from local matching funds, and that City of Milpitas does not expect any cost increases to be funded through the CDT program; and

- 3) Midtown North Main Street Improvements, Phase II will be built as programmed in the TIP; and
- 4) City of Milpitas will obligate program funds by May 30, 2008.

BE IT FURTHER RESOLVED that a copy of this resolution will be transmitted to VTA.

PASSED AND ADOPTED this ____ day of _____2007, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Steven T. Mattas, City Attorney

City of Milpitas, California

BUDGET CHANGE FORM

Type of Change	From		To	
	Account	Amount	Account	Amount
Check one:				
<input checked="" type="checkbox"/> Budget Appropriation	391-9518165153575	\$1,500,000	391-9518165153999	\$1,500,000
<input type="checkbox"/> Budget Transfer	392-3899	\$1,500,000	392-2931	\$1,500,000

Explain the reason for the budget change:

Milpitas submitted a grant proposal for up to \$1,500,000 to the Valley Transportation Authority (VTA) in response to their call-for-project's for the Community Design for Transportation (CDT) – Capital Grant Program. The proposal was selected for funding by the VTA Board of Directors on December 14, 2006.

The grant will fund the Midtown Transportation & Streetscape Improvements Phase II project on N Main Street between Weller Lane and Carlo Street. The project includes roadway infrastructure and bicycle/pedestrian-focused streetscape enhancements geared towards promoting pedestrian and transit access to new community facilities including the public library, county medial facility, and private residential development.

The staff recommendation is to appropriate the new outside funding – VTA CDT Grant for \$1,500,000 and defund \$1,500,000 of the 1997 RDA Bond Funds. This allows the current total project budget of \$8,000,000 for the N. Main Street Midtown Streetscape Improvements (#8165) to remain at the same amount

Approve a budget appropriation of \$1,500,000 from VTA CDT Grant, new outside funding, and defund \$1,500,000 of the 1997 RDA Bond Funds.

☒ Check if City Council Approval required.

Meeting Date: April 3, 2007

Itemization of funds, if needed:			Amount
Requested by:	Division Head:	Date:	
	Department Head:	Date: 3/24/07	
Reviewed by:	Finance Director:	Date: 3/23/07	
Approved by:	City Manager:	Date:	
Date approved by City Council, if required:		Confirmed by:	